

1 McGREGOR W. SCOTT  
United States Attorney  
2 THOMAS E. FLYNN  
Assistant U.S. Attorney  
3 KATHERINE E. UNDERWOOD  
Certified Student, Misdemeanor Unit  
4 501 "I" Street, Suite 10-100  
Sacramento, CA 95814  
5 Telephone: (916) 554-2810

6  
7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA, ) CR. NO. 05-134-KJM  
 )  
12 Plaintiff, )  
 )  
13 v. ) MOTION TO DISMISS COUNT TWO OF  
 ) THE INFORMATION AND ORDER  
 )  
14 JOSE LOUIS SANDOVAL, )  
 )  
15 Defendant. )  
16

17 Pursuant to Rule 48(a) of the Federal Rules of Criminal  
18 Procedure, plaintiff United States of America, by and through its  
19 undersigned attorney, hereby moves this Honorable Court for an  
20 Order dismissing with prejudice Count Two of the Information for  
21 the above-named defendant.

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 The defendant appeared in court on July 11, 2005 and plead  
2 guilty to Count One, Driving When Privilege Suspended or Revoked  
3 for Driving Under the Influence. In exchange for the defendant's  
4 plea of guilty to Count One, the Government moves to dismiss Count  
5 Two, Driving Without a License.

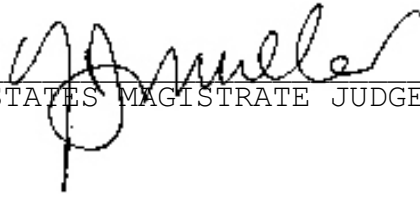
6 DATED: July 11, 2005.

7 McGregor W. Scott  
8 United States Attorney

9  
10 By: /s/ Thomas E. Flynn  
11 THOMAS E. FLYNN  
Assistant U.S. Attorney

12 IT IS SO ORDERED:

13 DATED: July 12, 2005.

14  
15  
16   
17 UNITED STATES MAGISTRATE JUDGE  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28